

EXHIBIT C

From: Sean Kirwin
Sent: Tuesday, September 27, 2016 4:14 PM
To: rwb@gknet.com; mark.oconnor@gknet.com; paul.stoller@gknet.com;
rlopez@lopezmchugh.com; mwass@lopezmchugh.com; wespitia@lopezmchugh.com;
dmatthews@thematthewslawfirm.com
Cc: Sanjay Ghosh; Richard North; Maria Turner
Subject: Filter MDL -- Aron Aldridge v. C. R. Bard, Inc., et al., Case No. MDL-15-02461-PHX-DGC
Attachments: 2016.9.27 Filter MDL - Correspondence re Alon Eldridge Complaint.pdf

Dear Counsel:

Please see the attached correspondence regarding the complaint filed in Aron Aldridge's name. Hardcopies are being sent to your respective offices via email.

If you have any questions, please do not hesitate to contact me or Sanjay.

Kind regards,
Sean

Nelson Mullins

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September 27, 2016

VIA EMAIL AND U.S. MAIL

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**Re: Voluntary Dismissal of *Aron Aldridge v. C. R. Bard, Inc., et al.*, Civil Action
No.: MDL-15-02641-PHX-DGC (United States District Court for the
District of Arizona)**

Dear Counsel,

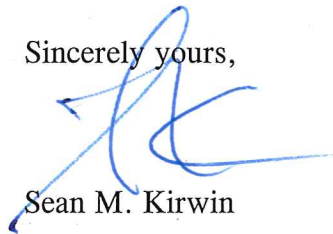
This firm represents C. R. Bard, Inc. and Bard Peripheral Vascular, Inc. in the above-referenced civil action. You filed a complaint in the MDL on behalf of Aron Aldridge ("your client") on July 25, 2016, and served Bard with the complaint on August 2, 2016. We also received your client's Plaintiff Profile Form on September 23, 2016. These documents reveal that your client is deceased and that his wife is bringing this case in his name.

GALLAGHER & KENNEDY, P.A.
LOPEZ McHUGH, LLP
MATTHEWS & ASSOCIATES
September 27, 2016
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We note, however, that your client died before the complaint was filed. According to your client's obituary,¹ he passed away on June 23, 2016, but the complaint was filed in his name a month later, on July 25, 2016. As we are sure you are aware, the Court dismissed a very similar case on May 31, 2016, reasoning that a complaint filed in the name of a deceased party is a legal nullity. (ECF No. 1978).

Because the complaint filed in the name of your deceased client is a legal nullity, we ask that you dismiss it. If you will not voluntarily dismiss this case, we will file a motion to dismiss it and seek sanctions in connection with the motion. Please file the appropriate documents with the court at your earliest convenience, but no later than 30 days from the date of this letter.

Sincerely yours,



Sean M. Kirwin

*Attorney for C.R. Bard, Inc. and
Bard Peripheral Vascular, Inc.*

SMK/

¹ Available at <http://www.legacy.com/obituaries/chronicleonline/obituary.aspx?pid=180474494>, last visited September 27, 2016.

From: Lizy Santiago <lsantiago@thematthewslawfirm.com>
Sent: Friday, October 21, 2016 3:27 PM
To: Sean Kirwin
Cc: David Matthews; 'rwb@gknet.com'; 'paul.stoller@gknet.com'; 'mark.oconnor@gknet.com'; 'RLopez@lopezmchugh.com'; 'Matthew Lopez'; Monica Villarreal; Marisol Salazar
Subject: RE: Aron Aldridge v. C.R. Bard, Inc., et al

Sean,

Thank you for your patience. I will have an answer to you by Tuesday.

Thanks.

Lizy Santiago, Attorney
Director of Mass Torts
Matthews & Associates
2905 Sackett Street
Houston, Texas 77098
713 522-5250 (phone)
713 535-7133 (fax)
(888) 520-5202

From: Sean Kirwin [<mailto:sean.kirwin@nelsonmullins.com>]
Sent: Friday, October 21, 2016 2:25 PM
To: Lizy Santiago <lsantiago@thematthewslawfirm.com>
Cc: David Matthews <dmatthews@thematthewslawfirm.com>; 'rwb@gknet.com' <rwb@gknet.com>; 'paul.stoller@gknet.com' <paul.stoller@gknet.com>; 'mark.oconnor@gknet.com' <mark.oconnor@gknet.com>; 'RLopez@lopezmchugh.com' <RLopez@lopezmchugh.com>; 'Matthew Lopez' <mlopez@lopezmchugh.com>; Monica Villarreal <mvillarreal@thematthewslawfirm.com>; Marisol Salazar <msalazar@thematthewslawfirm.com>
Subject: RE: Aron Aldridge v. C.R. Bard, Inc., et al

Lizy:

I hope you are well. I'm writing to follow up on our correspondence dated October 12, 2016 regarding the dismissal of the complaint filed in Mr. Aldridge's name. We would prefer to avoid the time and expense of filing a motion to dismiss, as we had to with regard to the Noterman matter. Please let us know how you intend to proceed.

Kind regards,
Sean

From: Sean Kirwin
Sent: Wednesday, October 12, 2016 2:44 PM
To: 'Lizy Santiago'
Cc: David Matthews; 'rwb@gknet.com'; 'paul.stoller@gknet.com'; 'mark.oconnor@gknet.com'; 'RLopez@lopezmchugh.com'; 'Matthew Lopez'; Monica Villarreal; Marisol Salazar
Subject: RE: Aron Aldridge v. C.R. Bard, Inc., et al

Lizy:

Because Mr. Aldridge died before the complaint was filed in his name, the complaint is technically a nullity with no legal effect. Accordingly, and as the Court previously held with regard to the Noterman matter, any amendment to the complaint would also have no legal effect. We are certainly agreeable, however, to you dismissing the complaint and refiling it on behalf of Mr. Aldridge's estate or representative.

Kind regards,
Sean

From: Lizy Santiago [<mailto:lsantiago@thematthewslawfirm.com>]
Sent: Tuesday, October 11, 2016 6:57 PM
To: Sean Kirwin
Cc: David Matthews; 'rwb@gknet.com'; 'paul.stoller@gknet.com'; 'mark.oconnor@gknet.com'; 'RLopez@lopezmchugh.com'; 'Matthew Lopez'; Monica Villarreal; Marisol Salazar
Subject: Aron Aldridge v. C.R. Bard, Inc., et al

Dear Counsel

In response to your letter dated September 27, 2016 requesting that we voluntarily dismiss this complaint, be advised that at the time of the filing of the lawsuit we were unaware Mr. Aldridge had passed away. Since becoming aware of his passing, we have filed a suggestion of death and at this time respectfully request that you allow us time to amend the complaint to include his surviving spouse, Mrs. Denise Aldridge.

Please advise if you are agreeable.

Thank you for your time.

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